

Message Text

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E.O. 11652: N/A

TAGS: ETRD, HU

SUBJECT: UNITED STATES INTERNATIONAL TRADE COMMISSION
(USITC) ANTIDUMPING INQUIRY ON INCANDESCENT HOUSEHOLD LAMPS
FROM HUNGARY

REF: A) STATE 194403, B) STATE 168682

1. AS REPORTED REFTEL A, THE TREASURY DEPARTMENT IS REFER-
RING ITS ANTIDUMPING INVESTIGATION OF INCANDESCENT HOUSEHOLD
LAMPS TO THE USITC FROM A DETERMINATION UNDER SECTION 201(C)
(2) OF THE ANTIDUMPING ACT OF 1921 AS TO WHETHER THERE IS
A REASONABLE INDICATION THAT AN INDUSTRY IN THE UNITED
STATES IS BEING OR IS LIKELY TO BE INJURED BY REASON OF THE
IMPORTATION OF THE MERCHANDISE UNDER INVESTIGATION.

2. THE INVESTIGATION WAS INSTITUTED ON THE BASIS OF A
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COMPLAINT FILED WITH THE TREASURY DEPARTMENT BY THE WESTING-
HOUSE ELECTRIC COMPANY WHICH ALLEGED THAT STANDARD HOUSE-
HOLD INCANDESCENT LAMPS (OF THE KIND PROVIDED FOR IN ITEMS
686.9010 AND 686.9030 OF THE TARIFF SCHEDULES OF THE UNITED
STATES) WERE BEING SOLD IN THE US AT LESS THAN FAIR VALUE
(LTFV). WESTINGHOUSE FURTHER ALLEGED THAT THE LTFV SALES
WERE INJURING THE US LAMP INDUSTRY.

3. EMBASSY IS REQUESTED TO OBTAIN FOR THE USITC FOR USE IN ITS INQUIRY THE INFORMATION INDICATED IN THE QUESTIONS LISTED BELOW ON OPERATIONS OF THE UNITED INCANDESCENT LAMP AND ELECTRICAL CO., LTD. (TUNGSRAM) OF HUNGARY.

TUNGSRAM'S RESPONSES WILL BE CONSIDERED BY THE USITC TO BE

CONFIDENTIAL AND WILL NOT BE DISCLOSED TO THE PUBLIC. RESPONSES SHOULD BE RECEIVED BY THE COMMISSION NOT LATER THAN AUGUST 15, 1978.

A. WHAT IS TUNGSRAM'S CURRENT CAPACITY TO PRODUCE STANDARD INCANDESCENT LAMPS AND WHAT PERCENTAGE OF THE CAPACITY IS ALLOCATED FOR EXPORT TO THE UNITED STATES? WHAT PERCENTAGE OF INCANDESCENT LAMP SALES ARE ACCOUNTED FOR BY EXPORTS TO THE UNITED STATES?

B. WHAT IMPORTANT MARKETS CURRENTLY EXIST FOR TUNGSRAM'S INCANDESCENT LAMP PRODUCTION AND WHAT SIGNIFICANT EXPORT BARRIERS HAS TUNGSRAM ENCOUNTERED, OR EXPECTS TO ENCOUNTER, IN THESE MARKETS?

C. DO TUNGSRAM'S PRESENT PLANS CALL FOR AN EXPANSION OF ITS INCANDESCENT LAMP OPERATIONS WITHIN THE NEXT YEAR? IF YES, WHAT SPECIFICALLY WOULD THE EXPANSION ENTAIL? WHAT
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ROLE WOULD EXPORTS TO THE UNITED STATES PLAY IN ANY FUTURE TUNGSRAM EXPANSION?

D. HAVE TUNGSRAM DESCRIBE AS COMPLETELY AS THEY CAN THEIR CURRENT RELATIONSHIP WITH ACTION TUNGSRAM, INC. OF EAST BRUNSWICK, NEW JERSEY. THE USITC UNDERSTANDS THAT ACTION TUNGSRAM, INC. IS A JOINT IMPORT-PRODUCTION VENTURE BETWEEN ACTION INDUSTRIES, INC. OF CHESWICK, PA. (51 PERCENT OWNERSHIP) AND TUNGSRAM (49 PERCENT OWNERSHIP). PRIOR TO JANUARY 1978 (WHEN THE JOINT VENTURE WAS ORGANIZED) ACTION INDUSTRIES WAS THE IMPORTER OF LAMPS UNDER INVESTIGATION. SINCE THAT DATE, ACTION TUNGSRAM HAS BEEN THE IMPORTER.

3. USITC OFFICIALS HAVE BEEN IN CONTACT WITH ARTHUR DOWNEY OF THE LAW FIRM OF SUTHERLAND, ASBILL AND BRENNAN WHICH IS REPRESENTING TUNGSRAM IN THE PROCEEDING. VANCE

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